



## WAC 314-10-100 SAMPLERS LICENSE – DISTRIBUTION OF TOBACCO PRODUCTS.

- (1) The sampler's license entitles the licensee, and employees or agents of the licensee, to distribute samples at any lawful location in the state during the term of the license. The person engaged in sampling shall carry the Class T2 license or a copy of the license at all times and produce same at the request of an enforcement officer as defined in RCW 7.80.040.
- (2) No person may distribute or offer to distribute samples in a public place. This prohibition does not apply to :
  - a) an area to which persons under 18 years of age are denied admission,
  - b) a store or concession to which a cigarette retailers license has been issued or
  - c) at or adjacent to a production, repair or outdoor construction site or facility.
- (4) Notwithstanding (2) above, no person may distribute or offer to distribute samples within or on a public street, sidewalk, or part that is within 500 feet of a playground, school, or other facility where that facility is being used primarily by persons under 18 years of age for recreational, educational or other purposes.
- (5) Class T1 and T2 licensees shall provide the Board, upon request, the locations, dates and times sampling activities will take place.
- (6) All T1 and T2 licensees must provide to the Department of Health, in a format prescribed by the department, a listing of the location, date, hours and quantities of tobacco products distributed in the state for the previous six months.
  - (a) A report for the period covering January 1<sup>st</sup> through June 30<sup>th</sup> of each year is due by no later than July 31<sup>st</sup> of each year.
  - (b) A report for the period covering July 1<sup>st</sup> through December 31<sup>st</sup> is due by no later than January 30<sup>th</sup> of the immediately following year.
  - (c) The Board may take administrative action against any tobacco sampler who fails to submit the required reports to the Department of Health.